

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : **LUEDTKE, Jr., Roy et al.**
SERIAL NO : 10/784,321
FILED : February 23, 2004
TITLE : INBRED MAIZE LINE PH3PG

Grp./A.U. : 1638
Examiner : MEHTA, Ashwin D.
Conf. No. : 8716
Docket No. : P06273US01 - PHI 1210C

**PETITION TO WITHDRAW A TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.182**

Commissioner for Patents
P.O. Box 1450
Mail Stop Petition
Alexandria, VA 22313-1450

Dear Sir:

The Applicants petition to withdraw a Terminal Disclaimer inadvertently filed. A first Terminal Disclaimer was properly filed and its filing overcame the relevant double patenting rejection. This Petition is to withdraw a second Terminal Disclaimer inadvertently filed.

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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop Petition Alexandria, VA 22313-1450.

Date:

5/1/07

ELECTRONIC/FACSIMILE

☒ transmitted by electronic/facsimile to the Patent and Trademark Office, Art Unit 1638 at Fax No. (571) 273-8300.



Robert A. Hodgson

No. 6,818,811. The submission of the Terminal Disclaimer of prior Patent No. 6,232,535 is unnecessary to overcome this rejection.

6. Applicants accordingly hereby petition the Office to withdraw the submitted Terminal Disclaimer of prior Patent No. 6,232,535.

7. Please charge the fee of \$130.00 for this Petition as set forth in 37 C.F.R. 1.17(h) to Deposit Account No. 26-0084. No other fees or extensions of time are believed to be due in connection with this amendment; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Respectfully submitted,



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Attorneys of Record

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Enclosures: Exhibits 1, 2, 3 and 4